

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 1999-010039

03/16/2005

JUDGE PRO TEM VIRGINIA L. RICHTER

CLERK OF THE COURT
L. Talbo
Deputy

FILED: 03/18/2005

STATE OF ARIZONA

FRANKIE Y JONES

v.

FRANK JAVIER ACUNA (A)
DOB: 04/29/1978

HILARY G BERKO

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR

DISPOSITION HEARING - PROBATION REVOKED - IMPRISONMENT - WITH
REVOCATION ARRAIGNMENT/VIOLATION HEARING

State's Attorney:	Daniel Orto
Defendant's Attorney:	Hilary Berko
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Let the record reflect Nellie Navarette and Blanca Carbajal address the Court on behalf of the Defendant.

The Defendant has previously entered a denial to the alleged violation of probation and now advises the Court that he/she wishes to enter an admission.

The Defendant admits violation of probation for condition 3.

The admission is accepted and entered of record.

The Defendant is advised of the right to disposition hearing within the statutory time limits and the right to a written probation violation report. Defendant and counsel waive these matters.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 1999-010039

03/16/2005

Disposition proceeds at this time.

The Court finds that Defendant violated the conditions of probation imposed on 11/30/2001 on the following charge (s):

OFFENSE: Count 2: Aggravated Assault
Class 6 Undesignated
A.R.S. § 13-1203(A)(3), 1204(A)(5), (B), 701, 702, 702.01, 801
Date of Offense: 06/27/1999
Non Dangerous - Non Repetitive

IT IS ORDERED the grant of probation be revoked.

The following count(s) are now designated a Felony: Count(s) 2.

IT IS ORDERED that Defendant be committed to the Arizona Department of Corrections for a term of imprisonment as follows:

Count 2: 1 year(s) from 03/16/2005
Presentence Incarceration Credit: 179 day(s)
Presumptive

IT IS ORDERED affirming previous monetary orders relating to fees, with credit for monies paid to date.

All amounts payable through the Clerk of the Superior Court.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Imposed pursuant to A.R.S. § 13-603(I).

IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition To Revoke.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 1999-010039

03/16/2005

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this order together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 1999-010039

03/16/2005

Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM VIRGINIA L. RICHTER
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)